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Conformément au règlement (CEE, Euratom) n° 354/83 du Conseil du 1er février 1983 concernant l'ouverture au public des archives historiques de la Communauté économique européenne et de la Communauté européenne de l'énergie atomique (JO L 43 du 15.2.1983, p. 1), tel que modifié par le règlement (CE, Euratom) n° 1700/2003 du 22 septembre 2003 (JO L 243 du 27.9.2003, p. 1), ce dossier est ouvert au public. Le cas échéant, les documents classifiés présents dans ce dossier ont été déclassifiés conformément à l'article 5 dudit règlement.

In accordance with Council Regulation (EEC, Euratom) No 354/83 of 1 February 1983 concerning the opening to the public of the historical archives of the European Economic Community and the European Atomic Energy Community (OJ L 43, 15.2.1983, p. 1), as amended by Regulation (EC, Euratom) No 1700/2003 of 22 September 2003 (OJ L 243, 27.9.2003, p. 1), this file is open to the public. Where necessary, classified documents in this file have been declassified in conformity with Article 5 of the aforementioned regulation.

In Übereinstimmung mit der Verordnung (EWG, Euratom) Nr. 354/83 des Rates vom 1. Februar 1983 über die Freigabe der historischen Archive der Europäischen Wirtschaftsgemeinschaft und der Europäischen Atomgemeinschaft (ABl. L 43 vom 15.2.1983, S. 1), geändert durch die Verordnung (EG, Euratom) Nr. 1700/2003 vom 22. September 2003 (ABl. L 243 vom 27.9.2003, S. 1), ist diese Datei der Öffentlichkeit zugänglich. Soweit erforderlich, wurden die Verschlussachen in dieser Datei in Übereinstimmung mit Artikel 5 der genannten Verordnung freigegeben.

COMMISSION OF THE EUROPEAN COMMUNITIES

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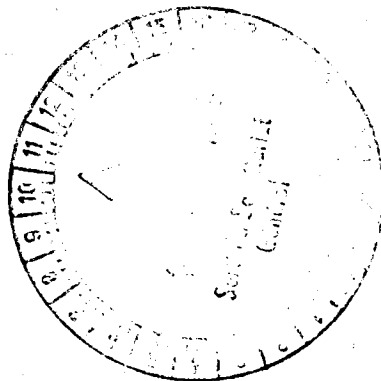
Brussels, 16 February 1979

Recommendation for a

COUNCIL DECISION

laying down directives for the negotiation of an agreement between the European Economic Community and the Kingdom of Sweden concerning certain measures to promote the reproduction of salmon in the Baltic Sea

(submitted to the Council by the Commission)



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EXPLANATORY MEMORANDUM

1. On 3 November 1976 the Council authorized the Commission to open negotiations with Sweden concerning a fisheries agreement. These negotiations resulted in the drafting of a framework agreement on fisheries signed on 21 March 1977 and provisionally applicable from that date under Article 11. On the basis of Article 2 of this agreement consultations took place during 1977 and 1978 in order to fix reciprocal fishing arrangements. During these consultations the Swedish Delegation expressed the wish that the Community would participate in financing a build-up of young salmon stocks in Sweden, as this was essential for preventing a rapid reduction in the salmon stock in the Baltic Sea.

2. For a number of years salmon fishing in the Baltic Sea has been very important for some Community fishermen. In recent years catches by these fishermen have amounted to about 1.200 t per year, of which about 500 t per year in waters which became the Swedish fishing zone in 1977.

The level of these catches could not be maintained if salmon stocks were not reconstituted by means of stocking measures implemented by several coastal states, principally Sweden. The Member States of the Community do not participate in such measures although their fishermen catch about 50 % of all salmon fished in the Baltic Sea.

In view of this, the two Member States (Germany and Denmark) whose fishermen are involved have for some years been reimbursing Sweden part of the costs of the stocking operations.

3. Under the abovementioned resolution of 3 November 1976 one of the aims of the common fisheries policy is to obtain and maintain fishing rights for Community fishermen in the waters of non-member countries by means of "appropriate Community agreements". In accordance with these principles and given the facts mentioned in 2 above, the

Community Delegation to the consultations with Sweden declared its readiness to recommend that the Council agree to the principle of a financial contribution from the Community towards the stocking costs incurred by Sweden.

4. The Swedish Delegation followed up its request for financial aid by submitting a draft agreement. One aim of the agreement is to obtain a formal undertaking from the Community to contribute to the cost of the stocking programmes introduced by the Swedish Government in return for Sweden allowing Community fishermen to benefit directly from these programmes by allocating salmon catch quotas to them in the Swedish fishing zone. The second aim is to establish a procedure for fixing the amount of the Community's financial contribution each year.

5. The abovementioned resolution of 3 November 1976 does not expressly mention the possibility of the Community entering into financial commitments with a view to attaining its objectives. In order to attain these objectives in an area where the "appropriate Community agreement" must necessarily be accompanied by a financial commitment, the Commission proposes that the Council adopt the annexed proposed decision laying down directives for the negotiation of an agreement between the European Economic Community and the Government of Sweden concerning certain measures to promote the stocking of the Baltic Sea with salmon.

Recommendation for a Council Decision laying down directives for the negotiation of an agreement between the European Economic Community and the Kingdom of Sweden concerning certain measures to promote the reproduction of salmon in the Baltic Sea

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community,

Having regard to the recommendation of the Commission,

Whereas on 3 November 1976 the Council authorized the Commission to open negotiations with Sweden concerning a fisheries agreement;

Whereas this fisheries agreement was signed on 21 March 1977 and has been applied provisionally since then;

Whereas in the context of the application of this agreement, the Swedish Government has requested financial aid from the Community towards the cost of introducing stocks of young salmon in return for the allocation of salmon catch quotas to Community fishermen;

Whereas salmon fishing in the Baltic Sea is important for some Community fishermen;

Whereas stocking programmes must be stepped up in order to prevent a rapid reduction in salmon catches in the Baltic Sea;

Whereas the Swedish Government undertakes to step up its stocking programme if the Community undertakes to contribute to the resulting additional production costs by concluding an agreement;

Whereas the conclusion of such an agreement will give rise to financial commitments over several years;

HAS DECIDED AS FOLLOWS/

Sole Article

The Commission is hereby authorized to negotiate on behalf of the Community an agreement with the Government of Sweden concerning Community participation in the cost of the measures to introduce stocks of young salmon implemented by the Swedish authorities, in accordance with the detailed directives contained in the Annex hereto.

Done at Brussels,

For the Council

The President

Negotiating directives

The negotiation of an agreement between the European Economic Community and the Kingdom of Sweden concerning certain measures to promote the stocking of the Baltic Sea with salmon is based on the principle of an exchange of:

- salmon quotas to be allocated to Community fishermen in the Swedish fishing zone, in return for
- financial aid from the Community.

The total amount of this aid is to be fixed each year by consultation between the parties in proportion to the quota allocated to Community fishermen in the Swedish fishing zone.

Financial implications

The Community's financial contribution provided for in the agreement will be fixed each year by consultation between the parties concerned. It may not exceed the cost of producing the number of fish necessary for breeding a quantity of salmon equal to the catch quota granted by Sweden to the Community. It should be noted, however, that the Community's contribution must be used only to cover the costs of additional production compared with the 1978 level undertaken on the basis of Community financial participation.

In 1979 the amount of the contribution should be 2 million Swedish kroner (i.e. 339 431.80 EUA at the rate applied on 5 January 1979). In future years the cost will vary in relation to the quota allocated and the practical feasibility for the Swedish authorities of stepping up production of young salmon. It is estimated that the cost to the Community could be between 2 and 6 million Swedish kroner per annum over the next few years (i.e. 339 431.8 to 1 081 295.3 EUA).